

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERWIN MUNOZ,

Defendant.

8:16CR173

ORDER

This matter is before the court on defendant's MOTION TO EXTEND PRETRIAL MOTION DEADLINE [95]. For good cause shown, I find that the motion should be granted. The defendant will be given a 15-day extension. Pretrial Motions shall be filed by February 1, 2017.

IT IS ORDERED:

1. Defendant's MOTION TO EXTEND PRETRIAL MOTION DEADLINE [95] is granted. Pretrial motions shall be filed on or before February 1, 2017.
2. Defendant is ordered to file the affidavit required by Rule 16(c), Fed. R. Cr. P. and NE. Crim. R. 12.1 forthwith.
3. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., the time between January 18, 2017 and February 1, 2017, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

Dated this 18th day of January, 2017.

BY THE COURT:

s/ Susan M. Bazis
United States Magistrate Judge